

To: Middleton, Alan[AlanMiddleton@DWT.COM]
From: Mark Koontz
Sent: Tue 1/15/2008 4:58:29 PM
Subject: RE: Sesko

I am certainly willing to talk about the evidence I intend to put on. I agree that it shouldn't take two days. Call me tomorrow. I should be in my office most of the day.

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From: Middleton, Alan [mailto:AlanMiddleton@DWT.COM]
Sent: Tuesday, January 15, 2008 4:20 PM
To: Mark Koontz
Subject: Sesko

Mark, just got word from Valda that this week won't work but that she'll try hard to get us before Judge Roof next Tuesday, after the holiday.

I just talked with Mrs. Sesko. She has been hired to do a commercial and the production company needs to have her be on location all day Tuesday. Since Mrs. Sesko is not regularly employed, this is an important gig for her. I also have conflicts for Tuesday, but in the grand scheme of things they're less important than Mrs. Sesko's. She's not avoiding this; she was available every day this week.

I'll bring all of this to Valda's attention, but it occurs to me that we might be able to help the court get us a reasonably prompt resolution if we actually (gasp) talked about the case we expect to put on. Are you interested/available to have such a discussion? If so, when? My guess is that if we talk we'll find that we might be able to agree on certain things going in that would allow us to tell the court we don't actually need two days, more like a few hours, then angle for a special setting on a Friday, or something like that. Let me know.

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